

Approved: _____ Mayor

Veto: _____

Override: _____

RESOLUTION NO. Z-15-03

WHEREAS, LORENA MARMOL & DENISE CATOIRA had applied to Community Zoning Appeals Board 12 for the following:

EU-M to RU-3

SUBJECT PROPERTY: Beginning 200' west & 50' north of the Southeast corner of the east ½ of the SE ¼ of the SW ¼ thence continue west 175', north 200' , east 175' and south 200' to the Point of beginning; F/K/A: Lots 5 through 7 & 16 through 18, ALVAR SUBDIVISION, Plat book 144, Page 28 in Section 30, Township 54 South, Range 41 East.

LOCATION: 1209 S.W. 72 Street (Sunset Drive), Miami-Dade County, Florida, and

WHEREAS, a public hearing of Community Zoning Appeals Board 12 was advertised and held, as required by law, and all interested parties concerned in the matter were given an opportunity to be heard, and upon due and proper consideration having been given to the matter it was the opinion of Community Zoning Appeals Board 12 that the requested district boundary change to RU-3 would not be compatible with the neighborhood and area concerned and would be in conflict with the principle and intent of the plan for the development of Miami-Dade County, Florida, and should be denied, and said application was denied by Resolution No. CZAB12-12-03, and

WHEREAS, LORENA MARMOL & DENISE CATOIRA appealed the decision of Community Zoning Appeals Board 11 to the Board of County Commissioners for the following:

EU-M to RU-3

SUBJECT PROPERTY: Beginning 200' west & 50' north of the Southeast corner of the east ½ of the SE ¼ of the SW ¼ thence continue west 175', north 200' , east 175' and south 200' to the Point of beginning; F/K/A: Lots 5 through 7 & 16 through 18, ALVAR SUBDIVISION, Plat book 144, Page 28 in Section 30, Township 54 South, Range 41 East.

LOCATION: 1209 S.W. 72 Street (Sunset Drive), Miami-Dade County, Florida, and

WHEREAS, a public hearing of the Board of County Commissioners was advertised and held, as required by the Zoning Procedure Ordinance, and all interested parties concerned in the matter were given an opportunity to be heard, and

WHEREAS, after reviewing the record and decision of Community Zoning Appeals Board 12 and after having given an opportunity for interested parties to be heard, it is the opinion of this Board that the grounds and reasons specified in the appeal were insufficient to merit a reversal of the ruling made by Community Zoning Appeals Board 12 in Resolution No CZAB12-12-03 and that the appeal should be denied and that the decision of Community Zoning Appeals Board 12 should be sustained, and

WHEREAS, a motion to deny the appeal without prejudice and to sustain the decision of Community Zoning Appeals Board 12 was offered by Commissioner Jimmy L. Morales, seconded by Commissioner Betty T. Ferguson, and upon a poll of the members present the vote was as follows:

Bruno A. Barreiro	aye	Dennis C. Moss	aye
Jose " Pepe" Diaz	nay	Dorrin D. Rolle	aye
Betty T. Ferguson	aye	Natacha Seijas	nay
Sally A. Heyman	absent	Katy Sorenson	absent
Joe A. Martinez	aye	Rebeca Sosa	absent
Jimmy L. Morales	aye	Javier D. Souto	aye

Chairperson Barbara M. Carey-Shuler absent

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Miami-Dade County, Florida, that the appeal be and the same is hereby denied without prejudice and the decision of Community Zoning Appeals Board 12 is sustained, and

BE IT FURTHER RESOLVED that Resolution No. CZAB12-12-03 shall remain in full force and effect.

The Director is hereby authorized to make the necessary notations upon the records of the Miami-Dade County Department of Planning and Zoning.

THIS RESOLUTION HAS BEEN DULY PASSED AND ADOPTED this 24th day of July, 2003, and shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

No. 03-3-CZ12-2
ej

HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By **KAY SULLIVAN**
Deputy Clerk

THIS RESOLUTION WAS TRANSMITTED TO THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS ON THE 7TH DAY OF AUGUST, 2003.

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

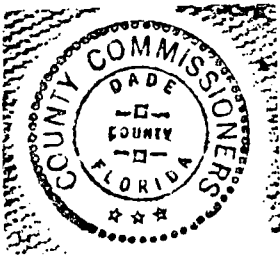
I, Earl Jones, as Deputy Clerk for the Miami-Dade County Department of Planning and Zoning as designated by the Director of the Miami-Dade County Department of Planning and Zoning and Ex-Officio Secretary of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution No. Z-15-03 adopted by said Board of County Commissioners at its meeting held on the 24th day of July, 2003.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 7th day of August, 2003.



Earl Jones, Deputy Clerk (3230)
Miami-Dade County Department of Planning and Zoning

SEAL





DEPARTMENT OF PLANNING AND ZONING

MAIN OFFICE

□ 111 NW 1 STREET, SUITE 1210
MIAMI, FLORIDA 33128
(305) 375-2800

HERBERT S. SAFFIR
PERMITTING AND INSPECTION CENTER

11805 S.W. 26 Street
MIAMI, FLORIDA 33175

- IMPACT FEE SECTION
(786) 315-2670 • SUITE 145
- ZONING INSPECTION SECTION
(786) 315-2660 • SUITE 223
- ZONING PERMIT SECTION
(786) 315-2666 • SUITE 106
- ZONING PLANS PROCESSING SECTION
(786) 315-2650 • SUITE 113

August 7, 2003

Lorena Marmol & Denise Catoira
Mercedes Selleck
283 Catalonia Avenue
Coral Gables, Florida 33134

Re: Hearing No. 03-3-CZ12-2
Location: 1209 S.W. 72 Street (Sunset Drive)
Miami-Dade County, Florida

Dear Applicant:

Enclosed herewith is Resolution No. Z-15-03, adopted by the Board of County Commissioners, which denied your application with out prejudice on the above-described property.

You are hereby advised that the decision of the Miami-Dade County Commission can be appealed to Circuit Court within 30 days of the date of the transmittal of the resolution to the Clerk of the County Commission.

Copies of any court filings concerning this matter should be served upon both my office and:

Robert A. Ginsburg, County Attorney
111 N.W. 1st Street, Suite 2810
Miami, Florida 33128-1993

The County Attorney is not permitted to accept official service of process.

Sincerely,

Earl Jones
Deputy Clerk

Enclosure